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9 IN THE UNITED STATES DISTRICT COURT

10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOSHUA RUIC KIMBALL,

15 Defendant.

16 CASE NO. 1:23-cr-00221-JAM-BAM

17 **STIPULATION AND ORDER TO SET CHANGE
OF PLEA HEARING**

18 **STIPULATION**

19 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
through defendant's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was scheduled for settlement conference on March 24,
21 2025 and trial on May 19, 2025. Time has been previously excluded until May 19, 2025.

22 2. The parties have reached a plea agreement, which is being filed simultaneously with this
stipulation..

23 3. By this stipulation, the parties move to vacate the above dates and set a change of plea on
24 **April 8, 2025**, in front of US District Judge John A. Mendez.

25 4. The parties agree and stipulate, and request that the Court find the following:

26 a) The government has represented that the discovery associated with this case
27 includes investigative reports, and related documents, photographs, etc., in electronic form. All

1 of this discovery has been either produced directly to counsel and/or made available for
2 inspection and copying.

3 b) April 8, 2025 is a date where defense counsel can travel from out of state to the
4 Eastern District to effectuate a plea, and is not a date that would cause undue delay in the
5 proceedings.

6 c) The government does not object to the continuance.

7 d) No exclusion of time is needed as time has previously been excluded through
8 May 19, 2025.

9 5. Nothing in this stipulation and order shall preclude a finding that other provisions of the
10 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
11 must commence.

12 IT IS SO STIPULATED.

13
14 Dated: March 17, 2025

MICHELE BECKWITH
Acting United States Attorney

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16 /s/ ROBERT L. VENEMAN-HUGHES
ROBERT L. VENEMAN-HUGHES
17 Assistant United States Attorney

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19 Dated: March 17, 2025

/s/ KATRYNA SPEARMAN
KATRYNA SPEARMAN
Counsel for Defendant
Joshua Ruic Kimball

ORDER

The 03/25/2025 trial confirmation hearing is hereby **VACATED**. A Change of Plea Hearing is SET for **Tuesday, April 08, 2025, at 09:00 a.m.**, in person, in Courtroom 6, on the 14th floor of the Robert T. Matsui U.S. Courthouse, in Sacramento, California, before Senior District Judge John A. Mendez. No exclusion of time is required as time has previously been excluded through May 19, 2025.

The Court will vacate the 05/19/2025 trial after the Change of Plea Hearing.

IT IS SO ORDERED.

Dated: March 17, 2025

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE